

Customer No.: 31561
Docket No.: 14123-US-PA-X
Application No.: 10/710,695

REMARKS

This is a full and timely response to the outstanding non-final Office Action mailed on April 4, 2007. Reconsideration and allowance of the application and presently pending claims 1-15 are respectfully requested.

Present Status of the Application

Claims 1-15 remain pending in the present application while the aforesaid claims are provisionally rejected under a judicially created doctrine of nonstatutory obviousness-type double patenting as being unpatentable over claims 1-22 of copending application No. 10/904,823. The Examiner asserts that the conflicting claims are not patentably distinct from each other because differences between the two sets of claims are minor variations in scope that when combined with the abilities of persons of ordinary skill, the two sets of claims fail to include any inventive step as part of the claimed invention.

Response To Double Patenting Rejection

In order to obviate the double patenting rejection set forth in the Office Action, a terminal disclaimer in compliance with 37 CFR 1.321(c) is submitted along with this Response. After entering the Terminal Disclaimer, a notice of allowance is respectfully solicited.

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CONCLUSION

For at least the foregoing reasons, it is believed that the pending claims 1-15 are in proper condition for allowance and an action to such an effect is solemnly assured. If the Examiner believes that a telephone conference would expedite the examination of the above-identified patent application, the Examiner is invited to call the undersigned.

Date :

July 3, 2007

Respectfully submitted,

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